IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 13913 of 2005

Between:

1 J. Thimmaiah S/o Gopal
R/o Ameenpur Village, Patancheruvu Mandal Medak District
2 J. Jamulaiah S/o Thimmaiah
R/o Ameenpur Village, Patancheruvu Mandal Medak District
3 J. ORanna S/o Thimmaiah
R/o Ameenpur Village, Patancheruvu Mandal Medak District
4 Chinna Ramulu S/o Thimmaiah
R/o Ameenpur Village, Patancheruvu Mandal Medak District
5 J. Narasimhulu S/o Thimmaiah
R/o Ameenpur Village, Patancheruvu Mandal Medak District
6 J. Pedda Ramulu S/o Thimmaiah
R/o Ameenpur Village, Patancheruvu Mandal Medak District
7 J. Chandraiah S/o Thimaiah
R/o Ameenpur Village, Patancheruvu Mandal Medak District
8 Gopal, S/o Marappa
R/o Ameenpur Village, Patancheruvu Mandal Medak District
9 J. Narsimhulu S/o Nagappa
R/o Ameenpur Village, Patancheruvu Mandal Medak District
10 M. Narsimhulu S/o Pedda Thimmaiah
R/o Ameenpur Village, Patancheruvu Mandal Medak District
11 J. Ramulu S/o Gopal,
R/o Ameenpur Village, Patancheruvu Mandal Medak District
12 Chinna Oranna S/o Yellappa
R/o Ameenpur Village, Patancheruvu Mandal Medak District
13 Pedda Narsimhulu S/o Yellappa
R/o Ameenpur Village, Patancheruvu Mandal Medak District
14 Chinna Narasimhulu S/o Yellappa
R/o Ameenpur Village, Patancheruvu Mandal Medak District
15 R. Rama Krishna S/o Masthan
R/o Ameenpur Village, Patancheruvu Mandal Medak District
16 J. Narsimhulu S/o Oranna
R/o Ameenpur Village, Patancheruvu Mandal Medak District

17 J. Durgaiah S/o Gopal
R/o Ameenpur Village, Patancheruvu Mandal Medak District
18 J. Lokesh S/o Gopal
R/o Ameenpur Village, Patancheruvu Mandal Medak District
19 V. Jaya Ramulu Kondanna
R/o Ameenpur Village, Patancheruvu Mandal Medak District
20 Srinivas S/o Keshava Rao
R/o Ameenpur Village, Patancheruvu Mandal Medak District
21 J. Chinna Narasimma W/o Krishna
R/o Ameenpur Village, Patancheruvu Mandal Medak District
22 Chinna Kristamma W/o Kareppa
R/o Ameenpur Village, Patancheruvu Mandal Medak District

..... PETITIONERS

AND

1 The District Collector, Medak, Sanga Reddy District
2 The Mandal Revenue Officer, Patanacheruvu Mnadal, Medak District
3 The Additional Director General, Special PRotection Force, Sanga Reddy

Medak District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or Writ one in the nature of writ of Mandamus, declaring the action of the respondents in trying to dispossess and evict the petitioners from their lands assigned in Proc. No. B/578/99, dt 15-07-1999 as arbitrary, illegal unjust violative of principles of natural justice and Article 300-A of Constitution of India.

Counsel for the Petitioners: SMT.N.SHOBA

Counsel for the Respondents: GP FOR REVENUE

The Court made the following :

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ORDER:

This writ petition is filed to issue a writ of *mandamus* declaring the action of the respondents in trying to dispossess and evict the petitioners from their lands assigned in the proceedings No.B/578/99, dated 15-07-1999, as arbitrary, illegal, unjust, violative of principles of natural justice.

2 . Heard the learned counsel for the petitioners and the learned Government Pleader for Revenue.

3 . The learned counsel for the petitioners 1 to 22 submits that petitioners are in occupation of Ac.1.00 land each in Sy.No.343/1 of Ameenpur Village, Patancheruvu Mandal, Medak District and they are all Wadderas and some of them are working in the nearby crusher unit. They constructed thatched houses in the said lands and have been living therein peacefully. They had represented to the Mandal Revenue Officer, Patancheruvu, for assignment of Government lands, which they are in occupation. Their representation was referred to the assignment committee and the assignment committee has granted its approval on
24-03-1999 recommending for assignment of Ac.1.00 each to the petitioners and they were issued pattas by the M.R.O. vide proceedings No.B/578/99, dated 15-07-1999 and since then they have been in continuous peaceful possession and enjoyment of Acs.22.00 of land assigned to them. The learned Counsel also submits

that the first respondent-District Collector, Medak, Sangareddy, vide proceedings dated

27-04-2005 accorded sanction for transfer of Government land to an extent of Ac.100.00 in Sy.No.343/1 situated at Ameenpur village of Patancheru Mandal in favour of Director General, Special Protection Force, Hyderabad, to construct its Headquarters.

4. The main grievance of the petitioners is that the respondents 1 and 2 are trying to evict the petitioners from the aforesaid Ac.22-00 of land in S.No.343/1 with an intent to hand over the same to the third respondent-department.

5 . On instructions, the learned Government Pleader for Revenue submitted that respondents have set apart Acs.22.00 of land and the remaining land in Acs.100.00 was allotted to the Director General, Special Protection Force, Hyderabad, therefore, the petitioners need not apprehend dispossession from the respective lands allotted to them.

6 . Recording the submission made by the learned Government Pleader for Revenue, the writ petition is disposed of. No order as to costs.

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ELIPE DHARMA RAO, J.

Dated 01/07/2005

SKMR

..... REGISTRAR

Copy to:

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1 The District Collector, Medak, Sanga Reddy District
2 The Mandal Revenue Officer, Patanacheruvu Mnadal, Medak District
3 The Additional Director General, Special PRotection Force, Sanga Reddy

Medak District

4 2 CCs. to G.P. for Revenue, High Court Buildings, Hyderabad (OUT).

2 CD copies

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